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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Motoharu Miyake et al.

Appln. No.: 10/807,505

Filed: March 23, 2004

For: COMMUNICATION DEVICE,
TRANSMISSION CONTROL METHOD, AND
PROGRAM PRODUCT

Attorney Docket No: 9683/173

BRINKS
HOFER
GILSON
& LIONE

Examiner: Baker, Stephen M

Art Unit: 2133

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- Transmittal (1 pg)(in duplicate); Response to Non-Final Office Action dated January 9, 2007 (6 pgs.); and
 Return Receipt Postcard

Fee calculation:

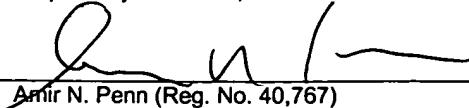
- No additional fee is required.
 Small Entity.
 An extension fee in an amount of \$ _____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
 A petition or processing fee in an amount of \$ _____ under 37 C.F.R. § 1.17(_____.)
 An additional filing fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Small Entity		or	Not a Small Entity	
					Rate	Add'l Fee		Rate	Add'l Fee
Total	8	Minus	8	0	x \$25=			x \$50=	
Indep.	3	Minus	3	0	x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

Fee payment:

- A check in the amount of \$ _____ is enclosed.
 Please charge Deposit Account No. 23-1925 in the amount of \$ _____. A copy of this Transmittal is enclosed for this purpose.
 Payment by credit card in the amount of \$ _____ (Form PTO-2038 is attached).
 The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,


Amir N. Penn (Reg. No. 40,767)

March 21, 2007

Date



MAR 21 2007

hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage, as Express mail EV 924789295 US in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
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Date of Deposit

Amir N. Penn

Name of applicant, assignee or
Registered Representative

March 21, 2007

Date of Signature

Our Case No. 9683/173

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Motoharu Miyake et al.)
Appln. No.: 10/807,505) Examiner: Baker, Stephen M.
Filing Date: March 23, 2004) Group Art Unit No.: 2133
For COMMUNICATION DEVICE,)
TRANSMISSION CONTROL METHOD, AND)
PROGRAM PRODUCT)

RESPONSE TO NON-FINAL OFFICE ACTION DATED JANUARY 9, 2007

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action of January 9, 2007, applicants respectfully submit the following:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.